



Capitol Broadcasting Company, Inc., 2619 Western Blvd., P.O. Box 12000, Raleigh, NC 27605

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August 11, 2005

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

RE: **EX PARTE NOTICE** – CS Docket No. 98-120 Carriage of Digital Television Broadcast Signals – Amendment to Part 76 of the Commission Rules; MB Docket No. 05-49 Implementation of the Satellite Home Viewer Extension and Reauthorization Act of 2004, Implementation of Section 340 of the Communications Act

Dear Ms. Dortch:

On behalf of Capitol Broadcasting Company, Inc. (CBC), I met with Rick Chessen, Eloise Gore and Rosalee Chiara of the Federal Communications Commission's Media Bureau on August 10, 2005 and discussed the issues outlined in the attached documents related to the carriage of digital over-the-air broadcast signals by Direct Broadcast Satellite. We also discussed the impact of significantly viewed stations with regard to WRAL-TV per the attached map. In addition, I voiced CBC's concerns regarding WRAL-TV's February 2005 Nielsen ratings due to 19 diaries showing WCBS viewing and 18 diaries showing KCBS viewings in zip codes where WRAL-TV has only granted 11 waivers. All of those zip codes are within WRAL-TV's Grade A coverage pattern.

If there are questions relating to this filing, please contact the undersigned.

Best regards,

/s/ Dianne Smith

Dianne Smith
Special Projects Counsel

Attachments

cc. Rick Chessen, Eloise Gore, Rosalee Chiara